(50)

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Petition (S) No. 1420 of 2007

PETITIONER Hari Prasad Mishra, aged about 63 years, S/o Late Jagannath Prasad Mishra, Retired Assistant Librarian, C.M. Dubey, Post Graduate College, Bilaspur, R/o Near Nagina Masjid Chatideeha Bilaspur, P.S. Sarkarnda Bilaspur, Tahsil and District Bilaspur (C.G)

Versus

RESPONDENTS

1. State of Chhattisgarh, Through Secretary, Department of Higher Education, Mantralay, D.K.S. Bhawan, Raipur (C.G).
2. Commissioner, Higher Education Raipur (C.G).
3. Governing Body/Managing Committee, C.M.D., College, Bilaspur (C.G.)

Writ Petition under Article 226 of the Constitution of India

Appearance:

Shri Suresh Pandey, counsel for the petitioner.

Shri Ajay Dwivedi, Panel Lawyer for the State/respondents No. 1 & 2.

ORAL ORDER

(09.08.2007)

SUNIL KUMAR SINHA, J,

Heard on admission.

Learned counsel for the petitioner argues that the petitioner wa an Assistant Librarian, who has retired from C.M. Dubey, Post Gradua College on 31.5.2003. He submits that some payment on account leave incashment is pending but the same is not being made to th petitioner even after repeated efforts, therefore, the petitioner has to f this petition. He futher submits that the monetary assistance is of gre importance and significance for a retired employee, who faces mu hardship when his legitimate claim is not paid by the concern authority.

After hearing the learned counsel for the petitioner as also t State, after going through the contents of the writ petition and t documents annexed with the petition, in the opinion of this Court, en of justice would be served, if the petitioner is directed to file a detai

(51)

representation before the concerned authority and the said authority is directed to dipose of the same within time limits granted by this Court.

Accordingly, this petition is disposed of with a direction that if so advised, the petitioner may file a detailed representation within a period of 15 days from today along with copy of this order, copy of writ petition and document annexed with the writ petition before the concerned authority and if such a representation is filed, the same shall be disposed of by the said authority as early as possible preferably within a period of 60 days from the date of receipt of filing of the representation.

With aforesaid directions/observations, the petition stands finally disposed of.

Sd/-
Sunil Kumar Sinha
Judge

vatti